

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problem Mailbox.**

JCWSCS 2 2 JUN 2004

06-22-04 12:01pm From-Thelen, Reid, & Priest LLP

T-847 P.001/015 F-980

Fax cover page

Date: 06/22/04

Total Pages: 15
(including cover)

To: Office Of Initial Patent
Examinations
Customer Service Center
Commissioner For Patents

Fax: 1.703.746-9195
Phone:

From: Ruth O. Rodriquez

Fax: 408.278.8203
Phone: 408.282.1803
E-Mail: rrodriquez@thelenreid.com

Application No.: 10/061,570
Filed: 02/01/02
TRP Reference No. 034456-147

VIA FAX ONLY

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted with the United States Patent and Trademark Office to the Office Of Initial Patent Examinations, Customer Service Center, Commissioner For Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Fax no. (703) 746-9195 on the date printed below:

Date: June 22, 2004

Signature: 

Ruth Rodriguez

Dear Sir or Madam:

Respectfully submitted is a Request To Correct Filing Receipt for the above referenced patent application to be filed today June 22, 2004, with the United States Patent & Trademark Office.

However, the Commissioner is hereby authorized to charge payment of any deficiency in the application filing fee as submitted herewith, or to credit any overpayment, to deposit account No. 50-1698.

Sincerely,


Ruth Rodriguez

SV #171423 v1

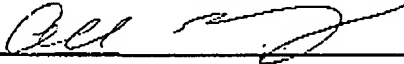
PTO/SB/21 (08-03)

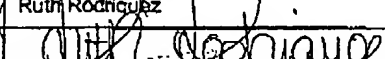
Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/061,570
		Filing Date	2/1/02
		First Named Inventor	John Keightley
		Art Unit	2877
		Examiner Name	Stafira, Michael Patrick
Total Number of Pages in This Submission		Attorney Docket Number	034456-147 formerly 024931-147

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Request to Correct Filing Receipt, Copy of Filing Receipt, Copy of Declaration/Power of Attorney, Copy of Consent of Assignee to Correct Inventorship & Declaration of Lack of Deceptive Intent of Eric Rechner & Adriano Cunha, Copy of Change of Attorney Docket, postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Adrienne Yeung, Reg. No. 44,000
Signature	
Date	June 2, 2004

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Ruth Rodriguez		
Signature		Date	June 2, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Keightley et al
SERIAL NO.: 10/061,570
FILING DATE: 02/01/02
TITLE: HIGH SPEED LASER MICROMETER
EXAMINER: Stafira, Michael Patrick
ART UNIT: 2877

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted with the United States Patent and Trademark Office to the Office Of Initial Patent Examinations, Customer Service Center, Commissioner For Patents, P.O. Box 1450 Alexandria, VA 22313-1450.
Fax no. (703) 746-9195 on the date printed below:

Date: June 22, 2004

Name: Ruth Rodriguez

Ruth Rodriguez

OFFICE OF INITIAL PATENT EXAMINATIONS
CUSTOMER SERVICE CENTER
COMMISSIONER FOR PATENTS
P.O. Box 1450 Alexandria, VA 22313-1450

REQUEST TO CORRECT FILING RECEIPT

It is respectfully submitted that the Filing Receipt for the above-identified patent application has an error.

The number of applicants is incorrect; the name of applicants should read as follows "John Keightley, Langley, Canada; Eric Rechner, Ontario, Canada; Adriano Cunha, British Columbia, Columbia" and not "John Keightley, Langley, Canada" as indicated on the Filing Receipt. Please amend the Filing Receipt and appropriate records to reflect the correct the number of applicant in the referenced patent application. A copy of the Filing Receipt is enclosed. In addition, also enclosed is a copy of the Declaration and Power of Attorney and Consent of Assignee to Correct Inventorship and Declaration of Lack of Deceptive Intent of Eric Rechner and Adriano

SV #171403

1

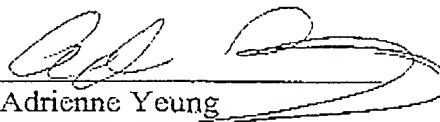
Docket No. 034456-147

Cunha filed on June 26, 2003, for the above referenced patent application. Please note that it correctly lists the number of applicants and applicants city and state of residence.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1698. A duplicate copy of this page is enclosed.

Respectfully submitted,
THELEN REID & PRIEST LLP

Dated: June 22, 2004


Adrienne Yeung
Reg. No. 44,000

THELEN REID & PRIEST LLP
P.O. Box 640640
San Jose, CA 95164-0640
Tel.: (408) 292-5800
Fax: (408) 287-8040



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/061.570	02/01/2002	2881	370	024931-147	3	12	3

CONFIRMATION NO. 9660

FILING RECEIPT



OC000000007554036

Robert E. Krebs
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, VA 22313-1404

Date Mailed: 02/28/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John Keightley, Langley, CANADA;
Eric Rechner, Ontario, Canada
Adriano Cunha, British Columbia, Canada

Domestic Priority data as claimed by applicant

Foreign Applications

CANADA 2,334,375 02/02/2001

If Required, Foreign Filing License Granted 02/28/2002

Projected Publication Date: 08/08/2002

Non-Publication Request: No

Early Publication Request: No

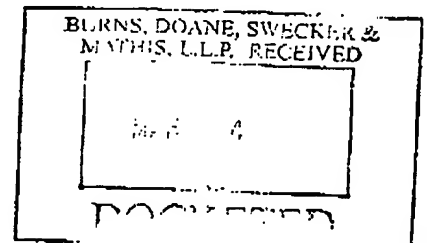
** SMALL ENTITY **

Title

High speed laser micrometer

Preliminary Class

372



**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Serial/Patent No.: 10/061,570
 Applicant: Keightley et al.
 Title: HIGH SPEED LASER MICROMETER
 Filing/Issue Date: 2/1/02

TRP Docket No.: 034456-147 (formerly 034431-147)
 Date Mailed: 6/2/03
 Atty/Secy Initials: REK/ars/r
 Docket Due Date:

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

<input type="checkbox"/> Amendment/Response (____ pgs.)	<input type="checkbox"/> IDS & PTO 1449 (____ pgs.)
<input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)	<input type="checkbox"/> Pieces of Prior Art Enclosed
<input type="checkbox"/> Application - Utility (____ pgs. with cover & abstract)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)	<input type="checkbox"/> Submission of Formal Drawings: _____ # of sheets includes _____
<input type="checkbox"/> Application - Rule 1.53(b) Division (____ pgs.)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)	<input checked="" type="checkbox"/> Postcard
<input type="checkbox"/> Application - Rule 1.53(d) CPA (____ pgs.)	<input type="checkbox"/> Preliminary Amendment (____ pgs.)
<input type="checkbox"/> Application - PCT (____ pgs.)	<input type="checkbox"/> Reply Brief (____ pgs.)
<input type="checkbox"/> Application - Provisional (____ pgs.)	<input type="checkbox"/> Req and Cert. Not to Publish - Rule 1.213
<input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Request for Continued Examination (RCE) (____ pgs.)
<input type="checkbox"/> Certificate of Correction	<input type="checkbox"/> Request for Extension of Time _____ Month(s)
<input checked="" type="checkbox"/> Certificate of Mailing	<input type="checkbox"/> Response to Notice to File Missing Parts
<input checked="" type="checkbox"/> Declaration & POA (3 pgs.)	<input type="checkbox"/> Copy of PTO Notice to File Missing Parts
<input checked="" type="checkbox"/> Fee Transmittal	<input type="checkbox"/> Transmittal Letter (original & copy)
<input type="checkbox"/> Drawings (informal): _____ # of sheets includes _____	<input type="checkbox"/> Express Mail No.:
<input checked="" type="checkbox"/> Other: <u>Copy of Provisional and Cover of Amendment</u>	<input checked="" type="checkbox"/> Check(s) \$130 Check #314563
<u>Consent of Assignee to Correct Inventorship Under 37 C.F.R. 1.48(a). Amendment to & Request to Correct Inventorship Under 37 C.F.R. 1.48(a). Declaration of Lack of Deceptive Intent of Adriano Canha & Erik Rechner</u>	<input type="checkbox"/> Deposit Acct. No. 50-1698 \$
	Patent Code: 1808 Processing Fee for Correcting Inventorship
	Client/Matter # 34456-147

RECEIVED
JUL 09 2003
THELSEN REID & PRIEST

OIPM
JUN 30 2003
PATENT & TRADEMARK OFFICE